

**Richard Johnson**  
311 Larkspur Circle  
Buda, Texas 78610

James Broseghini  
6901 Fence Line Drive  
Austin, Texas 78749

3. The present application is a national stage application based on PCT Application No. PCT/US00/07310, which names Input/Output, Inc. as an Applicant.
4. A PCT application was prepared and filed on behalf of the inventors and I/O by Mr. Todd Mattingly of the firm Haynes & Boone, L.L.P.
5. At the request of I/O, the firm of Madan, Mossman & Sriram ("the Firm") was asked to prepare necessary national stage patent applications based upon the PCT application identified in paragraph 3 above.
6. The Firm prepared the above identified national stage patent application and filed the application based on the PCT application.
7. To protect the interests of I/O, the Firm filed the application for a United States Letters Patent on September 12, 2001. The application was assigned Ser. No. 09/936,630.
8. I, the undersigned attorney with the Firm, was assigned the task of filing and continuing prosecution of the above-identified national stage utility application including obtaining executed declarations from the inventors.
9. Upon receipt of a Notice of Missing Requirements from the Patent and Trademark Office, the Firm contacted I/O to obtain current addresses for each named inventor, because most had left the employ of I/O.
10. I sent the application to each inventor identified in paragraph 1 above and received executed declarations from all inventors, with the exception of the non-signing inventors listed in paragraph 2 above. Copies of the signed documents are attached as EXHIBIT A.

**Inventor**

**Date of Declaration**

Ben Jones	January 2, 2002
Scott T. Dupuie	January 7, 2002
Jeffrey Allen Blackburn	April 10, 2002
Michael L. Abrams	December 20, 2001
Mauricio A. Zavaleta	December 20, 2001
Mark E. Burchfield	December 31, 2001
Roger Maher	March 4, 2002
Frank Mayo	March 14, 2002

11. The Firm made several attempts to locate the non-signing inventors. The attempts and results are as follows:

On February 26, 2002, the application and Declaration were sent to the all the non-signing inventors. Mr. Broseghini's package was sent by

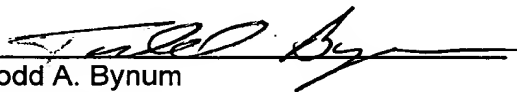
certified mail. The card was returned by the Post Office as delivered but unsigned. No response was received. Mr. DeVolk's package was sent by certified mail and returned, and was resent on March 15 (to a different address). Both packages were returned unopened and no response received. As Mr. Johnson had recently signed a document in a corresponding foreign application, his application was sent by regular mail, but no response was received. Attempts were also made to reach the non-signing inventors by telephone and messages were left on April 4, 2002. Copies of the return postcards and correspondence are attached as Exhibit B.

12. Response to the Notice to File Missing Requirements was originally due on February 4, 2002.
13. In order to protect the interests of I/O, Petitioner respectfully requests that the application be accepted on behalf of the non-signing inventors by the signature of all other signing inventors identified in Paragraph 1 above.

A fee of \$ 130.00 is believed to be due for this petition. Applicants have also attached the necessary Petition for Extension of Time, up to including and June 4, 2002. A check to cover the \$130.00 petition fee and the \$1,440.00 four (4) month extension fee is enclosed. The Commissioner is authorized to charge any under payment or credit any overpayment associated with this communication to Deposit Account No. 13-0010 (IO-1009US).

Respectfully submitted,

Date: June 4, 2002

  
Todd A. Bynum  
Registration No. 39,488  
MADAN, MOSSMAN & SRIRAM, P.C.  
2603 Augusta Drive, Suite 700  
Houston, Texas 77057-5638  
Telephone: (713) 266-1130  
Facsimile: (713) 266-8510

**CERTIFICATE OF MAILING UNDER 37 CFR 1.10**

I do hereby certify that this correspondence, along with any referred to as attached or enclosed, is being deposited with the United States Postal Service on this 4<sup>th</sup> day of June 2002 in an envelope as "Express Mail Post Office to Addressee" Mailing Label Number **EV141285530US** addressed to: Attn: BOX PCT, Assistant Commissioner of Patents, Washington, DC 20231.

  
Lee Brevard

Exhibit A

# DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As the below named inventors, we hereby declare that:

Our residence, post office address and citizenship are as stated below under our names.

We believe that we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled "**SENSOR,**" the specification of which was filed on **September 12, 2001** as Serial No. **09/936,630**.

We hereby state that we have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose all information known to us which is material to patentability as defined in Title 37, Code of Federal Regulations, Sec. 1.56.

We hereby claim foreign priority benefits under Title 35, United States Code, Sec. 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

## PRIOR FOREIGN APPLICATION(S)

NUMBER	COUNTRY	(DAY/MONTH/YEAR FILED)	PRIORITY CLAIMED
PCT/US00/40038	PCT/US	March 16, 2000	YES XX NO _____

We hereby claim the benefit under Title 35, United States Code, Sec. 120 of any United States application listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in any prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Sec. 112, we acknowledge the duty to disclose information which is material to patentability as defined by Title 37, Code of Federal Regulations, Sec. 1.56, which became available between the filing date of the prior application and the national or PCT international filing date of this application:

SERIAL NO.	FILING DATE	STATUS
60/125,076	March 17, 1999	Expired

We hereby appoint, Paul S. Madan (Reg. No. 33,011), Kaushik P. Sriram (Reg. No. 43,150), David L. Mossman (Reg. No. 29,570), G. Michael Roebuck (Reg. No. 35,662), Todd A. Bynum, Reg. No. 39,488; W. Allen Marcontell, (Reg. No. 22,925), Gene L. Tyler (Reg. No. 35,395), William E. Schmidt (Reg. No. 47,064), and Chandran D. Kumar (Reg. No. 48,679), as attorneys with full power of substitution and revocation to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Please address all correspondence regarding this application to:

TODD A. BYNUM  
Madan, Mossman & Sriram P.C.  
2603 Augusta Drive, Suite 700  
Houston, Texas 77057  
Telephone: 713/266-1130  
Facsimile: 713/266-8510

Direct all telephone calls to **TODD A. BYNUM**, at (713) 266-1130, Extension 113.

We herèby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Sec. 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

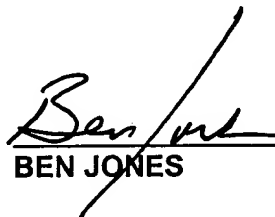
Inventor: Ben Jones

Residence: 5900 Cedar Cliff  
Austin, Texas 78759

Post Office Address: Same

Citizen Of: United States

1/2/02  
Date

  
BEN JONES

Inventor: Scott T. ~~Dupe~~ Dupuie

Residence: 309 Racoon Run  
Buda, Texas 78610

Post Office Address: Same

Citizen Of: United States

1/7/2002  
Date

Scott T. Dupuie  
SCOTT T. DUPIE

Inventor: Jeffrey Allen Blackburn

Residence: 1208 Dunstan Drive  
Austin, Texas 78745

Post Office Address: Same

Citizen Of: United States

04/10/02  
Date

Jeffrey Allen Blackburn  
JEFFREY ALLEN BLACKBURN

Inventor: Richard A. Johnson

Residence:

Post Office Address: Same

Citizen Of: United States

\_\_\_\_\_  
Date

\_\_\_\_\_  
**RICHARD A. JOHNSON**

Inventor:

Michael L. Abrams

Residence:

21 HEOWIG CIRCLE  
HOUSTON, TX 77024

Post Office Address:

Same

Citizen Of:

United States

12/20/01  
Date

  
MICHAEL L. ABRAMS

Inventor: James Broseghini

Residence:

Post Office Address: Same

Citizen Of: United States

\_\_\_\_\_  
Date

\_\_\_\_\_  
**JAMES BROSEGHINI**

Inventor: Mauricio A. Zavaleta  
Residence: 1913 Holly Hill Drive  
Austin, Texas 78746  
Post Office Address: Same  
Citizen Of: United States

12/20/01  
Date

Mauricio A. Zavaleta  
MAURICIO A. ZAVALETA

Inventor:

Mark E. Burchfield

Residence:

9901 Mariah Cove  
Austin, Texas 78746


Post Office Address:

Same

Citizen Of:

United States

12/31/01  
Date

  
MARK E. BURCHFIELD

Inventor: Roger Maher

Residence: 26 WAINSFORD MAJOR DR., TERNURAE, DUBLIN 6W, IRELAND

Post Office Address: Same

Citizen Of: ~~United States~~ IRELAND

4 - Mar - 2002  
Date

Roger Maher  
ROGER MAHER

Inventor: Burton A. Devolk

Residence:

Post Office Address: Same

Citizen Of: United States

\_\_\_\_\_  
Date

\_\_\_\_\_  
**BURTON A. DEVOLK**

Inventor: Frank Mayo

Residence: 12111 Attlee Drive  
Houston, Texas 77077

Post Office Address: Same

Citizen Of: United States

3/14/02  
Date

Frank Mayo  
FRANK MAYO

Exhibit B

Is your RETURN ADDRESS completed on the reverse side?

**SENDER:**

- ☐ Complete items 1 and/or 2 for additional services. Complete items 3, 4a, and 4b.
- ☐ Print your name and address on the reverse of this form so that we can return this card to you.
- ☐ Attach this form to the front of the mailpiece, or on the back if space does not permit.
- ☐ Write "Return Receipt Requested" on the mailpiece below the article number.
- ☐ The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

3. Article Addressed to:

*James Broughini*  
*6901 Fence Line Dr.*  
*Austin, TX*  
*78749*

4a. Article Number

*7000-0520-0023-5189-5012*

4b. Service Type

- ☐ Registered ☒ Certified
- ☐ Express Mail ☐ Insured
- ☒ Return Receipt for Merchandise ☐ COD

7. Date of Delivery

5. Received By: (Print Name)

8. Addressee's Address (Only if requested and fee is paid)

6. Signature (Addressee or Agent)

Thank you for using Return Receipt Service.

CERTIFIED MAIL



0520 0023 5189 5210

Madan, Mossman & Strawn, P.C.  
2603 Augusta, Suite 700  
Houston, TX 77057-5640

Mr. Burton A. Devolk  
8801 Ranch Road 620 N  
Austin, Texas 78726-3500

UNCLAIMED

137 07.55  
09.2 07.55  
7.65 MAILED FROM HOUSTON, TX

Office

12/26/29

Is your RETURN ADDRESS completed on the reverse side?

**SENDER:**

- ☐ Complete items 1 and/or 2 for additional services.
- ☐ Complete items 3, 4a, and 4b.
- ☐ Print your name and address on the reverse of this form so that we can return this card to you.
- ☐ Attach this form to the front of the mailpiece, or on the back if space does not permit.
- ☐ Write "Return Receipt Requested" on the mailpiece below the article number.
- ☐ The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

- 1. ☐ Addressee's Address
- 2. ☐ Restricted Delivery

3. Article Addressed to:  
*Burton A. DeVoll*  
*1508 Pecan St.*  
*Cedar Park, TX*  
*78613*

4a. Article Number  
*7000-0520-0023-5181-5005*

- 4b. Service Type
- ☐ Registered
  - ☐ Express Mail
  - ☒ Return Receipt for Merchandise
- ☒ Certified  
☐ Insured  
☐ COD

7. Date of Delivery

5. Received By: (Print Name)

8. Addressee's Address (Only if requested and fee is paid)

6. Signature (Addressee or Agent)

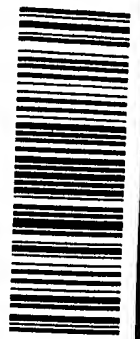
Thank you for using Return Receipt Service.

PS Form 3811, December 1994

102595-99-8

Return Receipt

7000 0520 0023 5181 5005

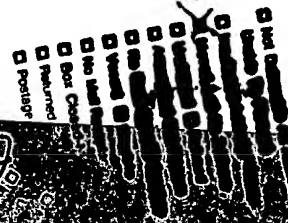


CERTIFIED MAIL

PLACE STICKER AT TOP OF ENVELOPE  
TO THE RIGHT OF RETURN ADDRESS.  
FOLD AT DOTTED LINE

*Madan, Mossman & Srinam, P.C.*  
*2603 Augusta, Suite 700*  
*Houston, TX 77057-5640*

*Mr. Burton A. DeVoll*  
*1508 Pecan Street*  
*Cedar Park, Texas 78613*



*MADAN, MOSSMAN & SRIRAM, P.C.*  
ATTORNEYS AT LAW

*Paul S. Madan  
K. P. Sriram  
David L. Mossman  
G. Michael Roebuck  
Todd A. Bynum  
W. Allen Marcontell  
Gene L. Tyler  
William E. Schmidt  
David A. Walker  
Chandran D. Kumar  
Sally J. Oliver, Of Counsel*

February 26, 2002

Mr. Richard A. Johnson  
311 Larkspur Circle  
Buda, Texas 78610

Re: U.S. Patent Application No. 09/936,630  
"Sensor"  
Our Ref: IO-1009US

Dear Mr. Johnson:

You are listed as a co-inventor to the referenced application, and our records indicate that you have signed the Norwegian Declaration of Assignment for prosecuting an application in Norway. The Norwegian declaration, however, does not apply to the referenced U.S. application even though it is an application for the same invention.

Enclosed are a combined Declaration and Power of Attorney and Assignment for the referenced application. Your signature on these documents will assist us with the U.S. application. Please sign the documents, and return the documents to us for further processing. Your help in this matter is greatly appreciated.

You may contact me directly if you have any questions.

Very truly yours,

  
Todd A. Bynum

/lee  
Encls: As Noted

cc: Mr. Randy Schwartz (w/o encls)